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**UNITED STATES DISTRICT COURT  
FOR NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

GLASSEY ET AL,

Plaintiff(s),

v.

SYMMETRICOM, INC.,

Defendant(S).

Case No. 3:13-cv-04662 (NC)

**STIPULATION AND ~~PROPOSED~~  
ORDER TO CONTINUE CASE  
MANAGEMENT CONFERENCE AND  
ADR DEADLINES PURSUANT TO L.R.  
6-1(b)**

Judge: The Honorable Nathanael Cousins  
Date: February 12, 2014  
Time: 10:00 AM  
Dept: Courtroom A, 15th Floor

WHEREAS, on October 7, 2013, Todd S. Glassey and Michael F. McNeil  
("Plaintiffs") filed the above-captioned complaint in this Court ("Complaint");

WHEREAS, on October 8, 2013, the Court issued an Order Setting Initial  
Case Management and ADR Deadlines setting the initial case management  
conference for January 8, 2014 at 10:00 AM (Dkt. No. 5);

1 WHEREAS, on October 31, 2013, Defendant Symmetricom, Inc.  
2 (“Symmetricom”) and Plaintiffs (together, “the Parties”) agreed that Symmetricom’s  
3 answer or motion under Rule 12 must be filed by December 30, 2013;

4 WHEREAS, Symmetricom agreed to file a motion to dismiss all claims  
5 against it on or before December 30, 2013;

6 WHEREAS, on December 13, 2013, the Parties filed a Stipulation and  
7 Proposed Order to postpone the January 8, 2014 initial case management conference  
8 and a continuance of the ADR Deadlines (Dkt. No. 15) in view of Symmetricom’s  
9 forthcoming motion to dismiss;

10 WHEREAS, on December 16, 2013, the Court entered an Order modifying  
11 the date of the initial case management conference to February 12, 2014 at 10:00  
12 AM and granted a continuance of the ADR Deadlines (Dkt. No. 16);

13 WHEREAS, on or around December 20, 2013, Symmetricom retained new  
14 counsel from the firm of Lee Tran Liang & Wang LLP (Notices of Appearances  
15 filed concurrently with this Stipulation and Proposed Order);

16 WHEREAS, Symmetricom’s new counsel requires an extension of time in  
17 order to review the case file;

18 WHEREAS, the Parties agree to a 30-day extension for Symmetricom to file  
19 a responsive pleading to the Complaint on or before January 29, 2014;

20 WHEREAS, the interests of judicial economy and efficiency would best be  
21 served by postponing the initial case management conference and ADR Deadlines  
22 until after the Court rules upon Symmetricom’s forthcoming responsive pleading;

23  
24 IT IS THEREFORE STIPULATED AND AGREED, by and among the  
25 Parties and their respective counsel of record, that:

26  
27 1. Symetricom shall file its responsive pleading to the Complaint

on or before January 29, 2014;

2. The initial case management conference in this matter currently scheduled for February 12, 2014 at 10:00 AM shall be continued until a date set by the Court;

3. All other deadlines set forth in the Court' Order Setting Initial Case Management Conference and ADR Deadlines be continued accordingly.

Dated: December 24, 2013

**LEE TRAN LIANG & WANG LLP**

By: /s/ Enoch H. Liang

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Dated: December 24, 2013

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*Attorneys for Plaintiffs TODD S.  
GLASSEY and MICHAEL E. MCNEIL*

~~[PROPOSED]~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED. Case Management  
Conference is continued to March 12, 2014 at 3:00 p.m. Joint case management statement due March 5.

Dated: December 26, 2013

The Honorable Nathanael Cousins  
Magistrate Judge

